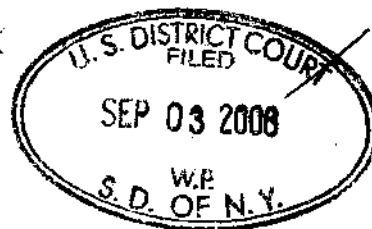


Seibel, J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
THE ANNUITY, PENSION, WELFARE and APPRENTICESHIP
SKILL IMPROVEMENT AND SAFETY FUNDS of the
INTERNATIONAL UNION OF OPERATING ENGINEERS,
LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO, by its
TRUSTEES EDWARD KELLY, JEFFREY LOUGHLIN,
PETER PATERNO, ROSS PEPE, NICHOLAS SIGNORELLI
and NICHOLAS SIGNORELLI, JR., and JOHN and JANE DOE,
as Beneficiaries of the ANNUITY, PENSION, WELFARE and
APPRENTICESHIP SKILL IMPROVEMENT AND SAFETY
FUNDS of the INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 137, 137A, 137B, 137C & 137R, AFL-CIO,



DEFAULT JUDGMENT

08-CIV-5349 (CS)

Plaintiffs,

-against-

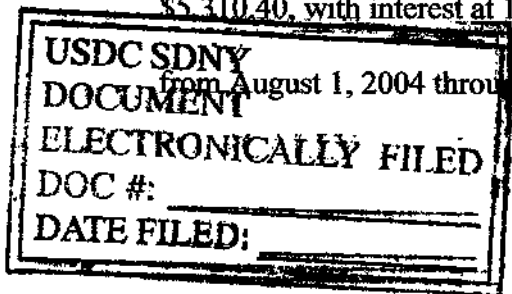
TARA-CON INDUSTRIES, INC.,

Defendant.

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This action having been commenced on June 11, 2008 by the filing of the Summons and Complaint, and a copy of the Summons and Complaint having been personally served on the Defendant TARA-CON INDUSTRIES, INC. on July 31, 2008, by a Process Server, personal service upon Donna Christie, an authorized agent in the Office of the New York State Secretary of State, and a proof of service having been filed on August 11, 2008 via the ECF System, and the Defendant not having answered the Complaint, and the time for answering the Complaint having expired, it is,

ORDERED, ADJUDGED AND DECREED: That the Plaintiffs have judgment against the Defendant in the principal amount of \$26,552.00, liquidated damages in the amount of \$5,310.40, with interest at 10% as prescribed by the applicable Collective Bargaining Agreement

from August 1, 2004 through August 25, 2008, in the amount of \$10,799.24, together with the



costs and disbursements of this action in the amount of \$525.00 and attorneys' fees in the amount of \$1,311.00, for a total liquidated amount of \$44,497.64, and it is further

ORDERED that the Judgment rendered by the Court on this day in favor of the Plaintiffs be entered as a final judgment against Defendant TARA-CON INDUSTRIES, INC. and the Clerk of the Court is directed to enter such Judgment forthwith.

/ Dated: White Plains, New York
 9/2, 2008

SO ORDERED:

/ Cathy Seibel
The Honorable Cathy Seibel
United States District Judge